

Message Text

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61

ACTION OES-06

INFO OCT-01 ARA-06 ISO-00 L-03 OPR-02 ACDA-07 AGRE-00

AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01 COME-00

DLOS-06 DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05 FMC-01

TRSE-00 H-02 INR-07 INT-05 IO-13 JUSE-00 NSAE-00

NSC-05 NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15

USIA-06 SAL-01 FEA-01 /118 W
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P 192350Z NOV 76

FM AMEMBASSY MEXICO

TO SECSTATE WASHDC PRIORITY 8751

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EO 11652: NA

TAGS: EFIS PLOS PFOR MX

SUBJECT: US/MEXICO FISHERIES AGREEMENT

REF STATE 277228

1. GOM AGREES THAT ANNEX TO SUBJECT AGREEMENT IS
AMBIGUOUS RE: SNAPPER-GROUPER FISHERY (REFTEL, PARA 6).

2. THE GOM POSITION, HOWEVER, IS THAT THE CHARGE MAY
NOT NECESSARILY BE US\$433 PER VESSEL, BUT THAT THE CHARGE
IS BASED ON THE TONNAGE. THEY NOTE THAT DURING
THE NEGOTIATIONS HELD IN MEXICO CITY, THE QUESTION AROSE
AS TO THE EXACT NATURE OF THE INTERPRETATION OF PARA 8B
OF THE ANNEX. THE MEXICAN DELEGATION REPORTEDLY UNDER-
SCORED THE FACT THAT THE CHARGES FOR U.S. VESSELS PARTI-
CIPATING IN THIS FISHERY WOULD BE BASED ON THE TOTAL
TONNAGE AUTHORIZED, DIVIDED BY THE NUMBER OF VESSELS,
(52) WHICH GAVE A CHARGE PER VESSEL OF \$433.00 DOLLARS.

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3. RECOGNIZING THE PROBLEM RAISED BY THE U.S. REGARDING THE DIFFERENT INTERPREATIONS THAT COULD BE GIVEN TO THIS PARAGRAPH, GOM PROPOSES ONE OF THE FOLLOWING ALTERNATIVES:

A. SINCE THE U.S. WILL KNOW EXACTLY NUMBER OF VESSELS THAT APPLY EACH YEAR FROM PERMITS, THE FEE PER VESSEL COULD BE SET ONCE THIS FACT IS KNOWN, BY DIVIDING THE NUMBER OF VESSELS ACTUALLY APPLYING TO PARTICIPATE IN THE FISHERY INTO THE TOTAL CHARGES OF 5 PERCENT OF 1,000 DOLLARS MULTIPLIED BY 450 TONS. THIS WAY, USG WOULD KNOW IN ADVANCE THE CHARGES APPLICABLE TO EACH VESSEL. LAST SENTENCE OF 8B COULD THEN BE DELETED.

B. A ROUGH ESTIMATE COULD BE MADE OF NUMBER OF DROPOUTS WHICH MIGHT OCCUR AND CALCULATION MADE ON THE BASIS OF, SAY, A TEN PERCENT ATTRITION, WHICH WOULD BE THE TOTAL CHARGES DIVIDED BY 44 OR 45 VESSELS. IF IN REALITY A LARGER OR SMALLER NUMBER ACTUALLY PARTICIPATED IN THE FISHERY, THE PER VESSEL CHARGE COULD BE ADJUSTED THE FOLLOWING YEAR IN ORDER TO COMPENSATE FOR MISCALCULATION.

4. GOM NOTES THAT ANNEX TO BE REVIEWED AND MODIFIED AS NECESSARY EACH YEAR. SIGNATURE OF SUBJECT AGREEMENT, THEREFORE, SHOULD NOT BE DELAYED PENDING ANNEX LANGUAGE CHANGES.
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Margaret P. Grafeld
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